



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

(1) Executor's Final Account and Report, (2) Petition to Approve Attorney Fees and Costs to (3) Authorize Reimbursement of Executor and Close Estate

DOD: 12/12/06		GEORGE BAKER , Executor, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. A Creditor's Claim was filed 04/03/07 by FIA Services in the amount of \$1,896.22. No allowance or rejection of creditors claim has been filed. The Petition indicates that there are not sufficient funds to pay this debt and that it will not be paid. An allowance or rejection of creditor's claim should be filed regarding this debt.
		Account period: 09/11/11 – 08/31/13	
		Accounting - \$60,528.93	
		Beginning POH - \$60,447.72	
		POH - \$24,632.56 (\$22,432.56 is cash)	
		Executor - not requested	
Cont. from 090413		Executor reimbursement - \$10,961.96 , plus 1995 Nissan Sentra valued at \$2,200 (as partial reimbursement for mortgage payments on the real property of the estate)	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	w/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters	03/19/07	
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202	n/a	
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice	n/a	
Petitioner states that after making these disbursements, there will be no assets remaining to pay other claims against the Estate or to make distributions to the Decedent's heirs. Upon making the payments and disbursements set forth above, the Executor asks that the Estate be closed and the Executor be discharged. Petitioner filed his First Account and Status Report on 12/12/06 – 09/10/11. At the hearing for the First Account on 10/20/11, the Court deferred judgment on the First Account to the date of the filing of the final account.			

Reviewed by: JF

Reviewed on: 09/26/13

Updates:

Recommendation:

File 1 – Russell

(1) Second Account and Report of Conservator, (2) Petition for Settlement, (3) Reimbursement for Mileage, (4) Commissions and Fees to Conservator and Attorney

Age: 58 years		BRYAN JENSEN , Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Need Care Facility statements for Clearview Convalescent pursuant to Probate Code §2620(c)(5). 2. Disbursement schedule shows the purchase of mobility scooter on 1/29/2011 in the amount of \$2,446.00. However, the mobility scooter is not listed on the property on hand schedule. 3. Disbursement schedule shows the purchase of a TV on 6/23/2011 in the amount of \$301.61. However, the TV is not listed on the property on hand schedule. 4. Disbursement schedule shows the purchase of a scooter car carrier on 1/25/12 in the amount of \$1,835.00. However, the scooter car carrier is not listed on the property on hand schedule. 5. Disbursement schedule shows a payment to Shepard, Shepard and Janian on 4/21/11 in the amount of \$462.59 without stating the nature and purpose of the payment. Need clarification.
		Account period: 1/1/11 – 12/31/12	
		Accounting - \$99,385.86	
		Beginning POH - \$57,863.35	
		Ending POH - \$ 2,841.05	
Cont. from			
	Aff.Sub.Wit.		
✓	Verified	Conservator - \$3,090.50 (20 hours @ \$47.00 per hour and 3910 miles @ \$.55 per mile)	
	Inventory		
	PTC		
	Not.Cred.	Attorney - \$1,250.00 (per Local Rule)	
✓	Notice of Hrg		
✓	Aff.Mail	W/	
	Aff.Pub.	Current bond is \$25,988.66. Petitioner request bond be reduced to \$5,000.00.	
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen	Petitioner prays for an Order:	
	Letters	1. Approving, allowing and settling the second account.	
	Duties/Supp	2. Authorizing the conservator commissions in the amount of \$3,090.00	
	Objections	3. Authorizing attorney in the amount of \$1,250.00.	
	Video Receipt		
	CI Report		
	2620(c)	X	
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			Reviewed by: KT
			Reviewed on: 9/26/13
			Updates:
			Recommendation:
			File 2 – Jensen

NEEDS/PROBLEMS/COMMENTS (cont.):

6. Disbursement schedule shows payments to the attorney in the amount of \$2,945.00 on 6/7/2011. Order approving the first account allowed \$2,495.00 for attorney fees a difference of \$450.00. In addition Schedule D also shows payments to the attorney in the sum of \$2,495.00. Therefore, the accounting shows the attorney being paid twice for his attorney fees.
7. Disbursement schedule shows payments to the Conservator, for court ordered mileage and commissions, in the amount of \$6,762.00 on 5/26/11. Schedule D also shows payment of \$6,762.00. Therefore, the accounting shows the conservator being paid twice for his commissions and mileage.
8. Petitioner requests bond be reduced to \$5,000.00. Based on the property on hand and income for one year bond could be reduced to \$20,000.00.

Note: If the petition is granted, a status hearing will be set as follows:

- **Friday, February 6, 2015** at 9:00 a.m. in Department 303, for the filing of the third account.

Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.

(1) Second Account Current and Report of Conservator and (2) Petition for Allowance of Compensation to Conservator and Attorney

Age: 67		PUBLIC GUARDIAN , Conservator of the Estate, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 07/27/11 – 07/26/13	Note: Status hearings will be set as follows:
		Accounting - \$84,788.54	
		Beginning POH - \$39,504.08	• Friday, 11/06/2015 at 9:00a.m. in Dept. 303 for the filing of the Third Account
		Ending POH - \$47,387.95	
Cont. from		Conservator - \$1,004.72 (6.5 staff hours @ \$76/hr. and 5.32 deputy hours @ \$96/hr.)	Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter, the status hearing will come off calendar and no appearance will be required.
<input type="checkbox"/>	Aff.Sub.Wit.	Attorney - \$2,000.00 (ok per Local Rule)	
<input checked="" type="checkbox"/>	Verified	Bond Fee - \$423.94 (ok)	
<input type="checkbox"/>	Inventory	Costs - \$435.00 (filing fee)	
<input type="checkbox"/>	PTC	Petitioner prays for an Order:	
<input type="checkbox"/>	Not.Cred.	1. Approving, allowing and settling the Second Account and Report of Conservator;	
<input checked="" type="checkbox"/>	Notice of Hrg	2. Authorizing the Conservator and attorney fees and commissions; and	
<input checked="" type="checkbox"/>	Aff.Mail w/	3. Payment of bond fee and costs.	
<input type="checkbox"/>	Aff.Pub.	Court Investigator Jennifer Daniel filed a report on 06/05/13.	
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		Reviewed by: JF
<input type="checkbox"/>	Conf. Screen		Reviewed on: 09/26/13
<input type="checkbox"/>	Letters		Updates:
<input type="checkbox"/>	Duties/Supp		Recommendation:
<input type="checkbox"/>	Objections		File 3 – Barron
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	2620 n/a		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Pro Per
Atty

Lovejoy, Raymond (Pro Per Petitioner)
Helon, Marvin T., of Helon & Manfredo (for John Lovejoy, Beneficiary)

(1) Final Account and Report and (2) Petition for Final Distribution

DOD: 7/13/2011		RAYMOND LOVEJOY , son and Executor, is Petitioner. Accounting is NOT waived. I & A — \$215,650.00 POH — \$215,650.00 Executor — waives	NEEDS/PROBLEMS/COMMENTS: <u>Continued from 8/21/2013.</u> Minute Order states the Court is advised that William Lovejoy is deceased. The Court orders the parties to set a mutually agreed upon date within two weeks to meet at Raymond Lovejoy's residence to view and agree on the distribution of items. William Lovejoy's widow is to be invited to attend so she can participate in the distribution; if she declines to appear, Linda White may appear and select for her. Unselected items may be distributed at random through a number lottery. Counsel is directed to prepare the order. Matter continued to 10/2/2013. If the distribution is made by 10/2/2013, matter will be off calendar. Note: Court records do not show that an order has been submitted since the hearing on 8/21/2013 per the Minute Order of that date. ~Please see additional page~
Cont. from 011613, 031313, 042413, 071013, 082113			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail W/O		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.	Distribution pursuant to Decedent's Will is to: <ul style="list-style-type: none"> • RAYMOND LOVEJOY – dresser, costume jewelry and entire interest in real property; • RUTH ANN HARDY – bed and costume jewelry; • LINDA WHITE – costume jewelry and Betty Boop items; • WILLIAM LOVEJOY – costume jewelry and Betty Boop items; • SALLY LOVEJOY – costume jewelry and Betty Boop items; • JOHN LOVEJOY – costume jewelry and Betty Boop items. Supplement to Final Account and Report of Petition for Final Distribution filed 7/31/2013 contains Exhibit A consisting of a list of personal property items, Exhibit B consisting of copies of Bank of the West account statements for two different accounts, and copies of signature cards of Bank of the West accounts.	
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters 101311		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting	Reviewed by: LEG Reviewed on: 9/26/13 Updates: Recommendation: File 4 – Lovejoy	
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input checked="" type="checkbox"/>	FTB Notice		

Notes for background:

- *Minute Order* dated 7/10/2013 states: "Mr. Helon is appearing as counsel for John Lovejoy. Mr. Helon informs the Court that his client is not prepared to waive the accounting. The Court orders Raymond Lovejoy to provide a copy of the inventory to Mr. Helon as well as any copies of bank accounts belonging to Rose Lovejoy showing the state of the accounts. Said documents are to be provided to Mr. Helon by 7/17/2013."
- Petitioner filed on 4/9/2013 a verified, undated *Declaration of Raymond Lovejoy* stating he declares that on three occasions a Waiver of Account was sent to **WILLIAM LOVEJOY** and **JOHN LOVEJOY**, and that the Waivers have never been signed or returned.
- Petitioner filed on 4/12/2013 a signed and verified *Declaration of Ruth Ann Hardy* and *Declaration of Sally Lovejoy*, both containing the same form and substance, as follows: "I, the undersigned,... , declare that I acknowledge that the estate of the above decedent is of minimal value, consisting of a bed, dresser, Betty Boop Collection and Costume Jewelry. The property was deeded to Raymond Lovejoy in the decedent's will. I accept the distribution of the estate."

Report of Administrator of Insolvent Estate and Request for Final Discharge

DOD: 7/25/2011		PUBLIC ADMINISTRATOR , Successor Administrator, is petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Probate Code § 11424 states the personal representative shall pay a debt to the extent of the order for payment of the debt, and is liable personally and on the bond, if any for failure to make the payment. It appears that David Davis (removed Administrator) should be held personally liable for the debts of the estate. The petition does not pray for and the order does not include a statement that David Davis is personally liable for the debts of the estate. The order should specifically list each creditor with amounts owed to each creditor. 2. It appears that Mr. Motsenbocker's statutory fees should be included in the debts of the estate and that David Davis should be held personally liable for said fees. 3. The court may wish to order the Public Administrator to mail a copy of the order to each creditor who has not been paid along with the last known address of David Davis. Please see additional page
		Petitioner states the Court on its own motion removed former Administrator David Davis for failure to file an accounting of the estate and appointed the Public Administrator.	
Cont. from		Deputy Public Administrator Noe Jimenez has repeatedly tried to reach David Davis by telephone and by certified mail. In the letter Deputy PA Jimenez discussed eight outstanding creditor's claims, the status of the asset on the inventory and appraisal and whether the taxed for the estate had been filed. No response has been received.	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	The Court set an Order to Show Cause hearing on 7/19/13 ordering Mr. Davis to be personally present. Mr. Davis failed to appear.	
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC	Mr. Davis has failed to cooperate and turn over assets belonging to the estate.	
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	Inventory and appraisals filed total \$325,844.45 (\$291,344.45 was cash).	
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.	Please see additional page	
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		

Reviewed by: KT

Reviewed on: 9/26/13

Updates:

Recommendation:

File 5 - Davis

The Public Administrator has allowed the following creditor's claims:

Franchise Tax Board -	\$ 9,769.87
American Express -	\$ 6,892.33
American Express -	\$ 999.45
DMC Services -	\$ 352.56
DMC Services -	\$ 604.60
GE Capital Bank -	\$ 300.84
CitiBank -	\$ 7,071.24
<u>Bank of America</u> -	<u>\$ 877.11</u>
Total -	\$26,868.00

However with no assets being turned over to the Public Administrator, the claims cannot be paid.

Wherefore, petitioner prays that:

1. The final report prepared herewith be settled, allowed and approved as filed, and all acts and proceedings of the petitioner as personal representative be confirmed and approved;
2. Due to the insufficiency of the estate, it is not possible to pay the outstanding debts of the estate, and there will be no estate to distribute;
3. The Fresno County Public Administrator, be discharged and successor administrator of the estate of Adin Davis, decedent;
4. And for such other and further orders as the Court considers just and proper.

NEEDS/PROBLEMS/COMMENTS (cont.):

1. Need Notice of Hearing.
2. Need proof of service of the Notice of Hearing, along with a copy of the petition, on:
 - a. Gary Motsenbocker (former attorney for removed administrator)
 - b. Franchise Tax BoardPursuant to the Requests for Special Notice filed.
3. Need proof of service of the Notice of Hearing on:
 - a. David Davis (removed administrator)
 - b. American Express
 - c. DMC Services
 - d. GE Capital Bank
 - e. CitiBank
 - f. Bank of America

**Petition of Administrator for Admission of Holographic Will to Probate and for
Confirmation of Children as Beneficiaries [Prob. C. 6122; 6451; 8226]**

DOD: 6/27/2012			<p>PUBLIC ADMINSTRATOR, Administrator, is petitioner.</p> <p>Petition states Petitioner was appointed to distribution any assets in accordance with the Decedent's Will dated September 21, 1990.</p> <p>An original holographic Will dated January 15, 2005 was located and deposited on 4/17/2013 by petitioner.</p> <p>The 1990 Will which was previously admitted to probate states that all property goes to John C. Broome, II ("Jack"). The 2005 Will sought to be admitted to probate states that each of the decedent's children, Jack, Derek and Stephanie, are to receive \$1 each, and the rest of his possessions are to go to his wife Fanny Broome. Subsequent to executing the 2005 Will, the decedent divorced his wife. Pursuant to Probate Code §6122, the distribution to Fanny Broome is invalid; thus his estate would be distributed pursuant to intestate succession.</p> <p>The Decedent' was survived by three biological children, as noted above. These three children were later adopted by their mother's husband. Petitioner asserts that the children fall within the exception of severance of parent child relationship as set forth in Probate Code §6451(a)(1) and (2).</p> <p>At one point during the proceedings, the decedent's former wife asserted that since the children were adopted, the decedent's siblings would be his intestate heirs. Both of them, Claudia Broome and David Broome have signed disclaimers, which includes their agreement with petitioner's argument in favor of the children being the rightful heirs.</p> <p align="center">Please see additional page</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p>
Cont. from 091813				
✓	Proof of Holographic Instrument.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W/		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

Petitioner prays for an Order:

1. Admitting the Decedent's holographic Will dated 1/15/2005 to probate, thereby revoking admission of the 1990 Will;
2. Determining that the three children are the heirs of this estate.

Petition to Determine Person Entitled to Distribution of Estate by Surviving Spouse

DOD: 10/15/2011		JUN HAWKINS , surviving spouse, is petitioner.	NEEDS/PROBLEMS/COMMENTS: <ol style="list-style-type: none"> Attorney Steven R. William is the attorney for the Executor Paul Gestic. It appears he is also representing the beneficiary/surviving spouse, Jun Hawkins. This appears to be a conflict of interest. Need proof of service of the Notice of Hearing along with a copy of the Petition on: <ol style="list-style-type: none"> Gary L. Winter (attorney for Arlene Hawkins) <ul style="list-style-type: none"> Pursuant to the Requests for Special Notice. Order apportions the expenses of administration and debts of decedent 94.39 % to Jun Hawkins and 5.61% to Larry Hawkins. The expenses of administration come from the estate not the beneficiaries and if they do come from the beneficiaries it is only to the extent of the value of the property they receive. In addition, they have to agree to take the property subject to paying the expenses. Otherwise the property is sold and the costs of administration are paid from the proceeds of the sale. <p style="text-align: center;">Please see additional page</p>
		Petitioner states the decedent left an estate consisting of real property. The property was acquired by the decedent prior to the marriage to the petitioner and paid for in part as the result of the joint efforts of the marriage. Petitioner alleges the property is partially separate property and partially community property.	
Cont. from			
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W/	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		

The property was appraised at \$230,000.00. The property has a current unpaid principal balance of \$275,439.07 with a past due balance of \$13,138.49.

The following principal reductions were made during the following periods:

- Purchase date to prior to marriage - \$3,251.78
- Date of Marriage to date of death - \$15,809.10
- After date of death - \$9,938.05

Decedent left personal property consisting of the household furniture and furnishings that was acquired during the marriage as a result of the petitioner and decedent's joint efforts.

Petitioner and decedent were married on 11/18/2008. The Will admitted to probate dated 3/16/2006 devised the real property to beneficiaries other than petitioner. [Arlene Hawkins (decedent's former spouse) with the residue to Larry Hawkins, decedent's son.]

Please see additional page

Reviewed by: KT
Reviewed on: 9/27/13
Updates:
Recommendation:
File 7 – Hawkins

As an omitted spouse, petitioner is entitled to a share of the estate under Probate Code §21610.

Petitioner states that in determining the respective separate or community property interests of the parties entitled to distribution by reason of the principal reductions against the encumbrances secured by the real property the equity gained before the marriage of \$3,251.78 would be equally shared by Petitioner and decedent's son. The reductions made during the term of the marriage of \$15,809.10 would appropriately be allocated to petitioner and the post-death principal reductions would also be appropriately allocated to petitioner to provide for a 94.39% interest in the real property to be distributed to petitioner and a 5.61% interest to the decedent's son.

Petitioner prays that the Court determine the persons who are entitled to distribution of decedent's estate, and specifically determine as follows:

1. That the above described personal property is the community property of Petitioner and decedent, the one half of it belongs to petitioner and that Petitioner is entitled the decedent's ½ community interest.
 2. The separate property interest, if any of the decedent; the community property interest of Petitioner and decedent and/or separate property interest of Petitioner in the above-described real property.
-

NEEDS/PROBLEMS/COMMENTS (cont.):

4. The real property is the separate property of the decedent because it was acquired prior to the marriage. Petitioner states she has a community interest in the real property because during the 3 year marriage the mortgage was paid with community property funds. This is correct. She does have a small community interest in the property. However, she does not appear to be entitled to 95% of the property. It appears that she would only be entitled to a small community property interest, if any.

Petitioner states the encumbrances on the property total \$275,439.07 with an outstanding balance of \$13,138.49 and the appraised value of the property is \$230,000.00. She states \$15,809.10 was paid using community funds to reduce the mortgage on the property. Family Code § 2622 (b) states to the extent that community debts exceed total community and quasi-community assets, the excess of debt shall be assigned as the court deems just and equitable, taking into account factors such as the parties' relative ability to pay.

Pursuant to Probate Code §21610 petitioner is entitled to an intestate share of the estate as an omitted spouse. Therefore, once the community interest is determined, she would be entitled to the community interest in the property, if any, and a ½ interest in the separate property. With regards to the mortgage payments paid after the date of death, they may be considered costs of administration and reimbursable to her. However, since Petitioner has been living in the home the amounts paid could also be considered rents for the occupancy of the property.

(1) First and Final Account and Report of Conservator; and (2) Petition for Allowance of Compensation to Conservator and her Attorney

Age: 85		PUBLIC GUARDIAN , Conservator, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		Account period: 03/14/13 – 08/02/13	
		Accounting - \$10,099.32	
		Beginning POH - \$0.00	
		Ending POH - \$2,500.01	
Cont. from		Conservator - \$3,458.56 (4.5 staff hours @ \$76/hr. and 32.86 deputy hours @ \$96/hr.)	
<input type="checkbox"/>	Aff.Sub.Wit.	Attorney - \$1,250.00 (less than allowed per Local Rule)	
<input checked="" type="checkbox"/>	Verified	Costs - \$922.00	
<input type="checkbox"/>	Inventory	Petitioner requests that due to the insufficiency of the estate to pay the fees and commissions that a lien be imposed on the estate for any unpaid balances of the authorized fees and commissions.	
<input type="checkbox"/>	PTC	Petitioner prays for an Order:	
<input type="checkbox"/>	Not.Cred.	1. Approving, allowing and settling the first and final account;	
<input checked="" type="checkbox"/>	Notice of Hrg	2. Authorizing the conservator and attorney fees and commissions;	
<input checked="" type="checkbox"/>	Aff.Mail w/	3. Authorizing the payment of the costs; and	
<input type="checkbox"/>	Aff.Pub.	4. Authorizing Petitioner to impose a lien on the estate for any unpaid balances of authorized fees and commissions.	
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input checked="" type="checkbox"/>	CI Report		
<input type="checkbox"/>	2620 n/a		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: JF
			Reviewed on: 09/26/13
			Updates:
			Recommendation:
			File 8 – Simpson

(1) First and Final Account and Report of Conservator; and (2) Petition for Allowance of Compensation to Conservator and (3) Distribution

DOD: 5/16/2013			PUBLIC GUARDIAN , Temporary Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
			Account period: 3/29/13 – 5/16/13	
Cont. from			Accounting - \$101,431.18	
	Aff.Sub.Wit.		Beginning POH - \$101,431.18	
✓	Verified		Ending POH - \$ 83,406.68	
	Inventory		Subsequent account period: 5/17/13 - 7/22/13	
	PTC		Accounting - \$84,338.22	
	Not.Cred.		Beginning POH - \$83,406.68	
✓	Notice of Hrg		Ending POH - \$72,628.34	
✓	Aff.Mail	W/	Conservator - \$4,154.76	
	Aff.Pub.		(40.30 Deputy hours @ \$96/hr and 3.75 Staff hours @ \$76/hr)	
	Sp.Ntc.		Attorney - \$1,250.00 (per Local Rule)	
	Pers.Serv.		Bond fee - \$25.00 (o.k.)	
	Conf. Screen		Court fees - \$487.00 (filing fee, certified copies)	
	Letters		Petitioner prays for an Order:	
	Duties/Supp		4. Approving, allowing and settling the first and final account.	Reviewed by: KT
	Objections		5. Authorizing the conservator and attorney fees and commissions	Reviewed on: 9/27/13
	Video Receipt		6. Payment of the bond fee	Updates:
	CI Report		7. Payment of court fees	Recommendation:
	9202		8. Distribution of the remaining assets to the Public Administrator for administration of the deceased conservatee's estate under Probate Code §7660.	File 9 – Cross
✓	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 6/28/2012 Cont. from 090413 <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 5%;"></td> <td style="width: 75%;">Aff.Sub.Wit.</td> <td style="width: 20%;">S/P</td> </tr> <tr> <td>✓</td> <td>Verified</td> <td></td> </tr> <tr> <td></td> <td>Inventory</td> <td></td> </tr> <tr> <td></td> <td>PTC</td> <td></td> </tr> <tr> <td></td> <td>Not.Cred.</td> <td></td> </tr> <tr> <td></td> <td>Notice of Hrg</td> <td></td> </tr> <tr> <td>✓</td> <td>Aff.Mail</td> <td></td> </tr> <tr> <td>✓</td> <td>Aff.Pub.</td> <td></td> </tr> <tr> <td></td> <td>Sp.Ntc.</td> <td></td> </tr> <tr> <td></td> <td>Pers.Serv.</td> <td></td> </tr> <tr> <td></td> <td>Conf. Screen</td> <td></td> </tr> <tr> <td></td> <td>Letters</td> <td style="text-align: center;">X</td> </tr> <tr> <td></td> <td>Duties/Supp</td> <td style="text-align: center;">X</td> </tr> <tr> <td></td> <td>Objections</td> <td></td> </tr> <tr> <td></td> <td>Video Receipt</td> <td></td> </tr> <tr> <td></td> <td>CI Report</td> <td></td> </tr> <tr> <td></td> <td>9202</td> <td></td> </tr> <tr> <td></td> <td>Order</td> <td style="text-align: center;">X</td> </tr> <tr> <td></td> <td>Aff. Posting</td> <td></td> </tr> <tr> <td></td> <td>Status Rpt</td> <td></td> </tr> <tr> <td></td> <td>UCCJEA</td> <td></td> </tr> <tr> <td></td> <td>Citation</td> <td></td> </tr> <tr> <td></td> <td>FTB Notice</td> <td></td> </tr> </table>		Aff.Sub.Wit.	S/P	✓	Verified			Inventory			PTC			Not.Cred.			Notice of Hrg		✓	Aff.Mail		✓	Aff.Pub.			Sp.Ntc.			Pers.Serv.			Conf. Screen			Letters	X		Duties/Supp	X		Objections			Video Receipt			CI Report			9202			Order	X		Aff. Posting			Status Rpt			UCCJEA			Citation			FTB Notice		<p>J. TODD ARMAS, named executor without bond, is petitioner.</p> <p>Full IAEA – o.k.</p> <p>Will dated: 1/5/2006</p> <p>Residence: Fresno Publication: Fresno Business Journal</p> <p>Estimated value of the estate: Personal property - \$ 500.00 Real property - <u>\$100,000.00</u> Total - \$100,500.00</p> <p>Probate Referee: Rick Smith</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Continued from 9/4/13. As of 9/25/13 the following issues remain:</p> <ol style="list-style-type: none"> 1. #6 of the petition was not answered re: next of kin. 2. #8 of the petition does not identify the relationship to the decedent of the persons listed. 3. Petition does not include a copy of the decedent's will (attachment 3e(2)). 4. Need Duties and Liabilities. 5. Need supplement to Duties and Liabilities. 6. Need Order 7. Need Letters <p>Note: If the petition is granted, status hearings will be set as follows:</p> <ul style="list-style-type: none"> • Friday, February 14, 2014 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal. • Friday, December 5, 2014 at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution. <p>Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>Reviewed by: KT</td> </tr> <tr> <td>Reviewed on: 9/25/2013</td> </tr> <tr> <td>Updates:</td> </tr> <tr> <td>Recommendation:</td> </tr> <tr> <td>File 11 – Cole</td> </tr> </table>	Reviewed by: KT	Reviewed on: 9/25/2013	Updates:	Recommendation:	File 11 – Cole
	Aff.Sub.Wit.	S/P																																																																										
✓	Verified																																																																											
	Inventory																																																																											
	PTC																																																																											
	Not.Cred.																																																																											
	Notice of Hrg																																																																											
✓	Aff.Mail																																																																											
✓	Aff.Pub.																																																																											
	Sp.Ntc.																																																																											
	Pers.Serv.																																																																											
	Conf. Screen																																																																											
	Letters	X																																																																										
	Duties/Supp	X																																																																										
	Objections																																																																											
	Video Receipt																																																																											
	CI Report																																																																											
	9202																																																																											
	Order	X																																																																										
	Aff. Posting																																																																											
	Status Rpt																																																																											
	UCCJEA																																																																											
	Citation																																																																											
	FTB Notice																																																																											
Reviewed by: KT																																																																												
Reviewed on: 9/25/2013																																																																												
Updates:																																																																												
Recommendation:																																																																												
File 11 – Cole																																																																												

Atty **Gonzalez, Fernando Vincent (Pro Per – Petitioner – Father)**
Petition for Termination of Guardianship

Melanie Age: 16 DOB: 05/30/1997	VINCENT A. GONZALEZ, SR., father, is petitioner.	NEEDS/PROBLEMS/COMMENTS: Court Investigator Dina Calvillo to provide: 1) CI Report 1. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Termination of Guardianship on the following: <ul style="list-style-type: none"> • Corienne Rene Perez (Mother) • Rosenda Perez (Guardian/Maternal Grandmother) • Paternal Grandparents (Not Listed)
Abriana Age: 15 DOB: 05/06/1998		
Fernando Age: 15 DOB: 05/21/2001	RICKY C. PEREZ and ROSENDA PEREZ, maternal grandparents were appointed guardians on 07/19/2005. Ricky Perez was personally served on 09/18/2013.	
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.	Mother: Corienne Rene Perez	
<input checked="" type="checkbox"/> Verified	Paternal Grandparents: Not Listed	
<input type="checkbox"/> Inventory	Minors: Melanie, Abriana and Fernando, all consent and waive notice	
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.	Petitioner states: medical neglect, mentally abused, funds being used for personal use, mother is a drug addict in the home are reasons for the request for termination.	
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail	Petitioner states that all of the children have expressed to him that they wish to live with him. Petitioner states that none of the court orders have been followed except when it is convenient for them.	
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: LV
		Reviewed on: 09/25/2013
		Updates:
		Recommendation:
		File 13 – Gonzalez & Perez

Faith Rose Venegas (14)		FRANCES VENEGAS, mother, is petitioner.		NEEDS/PROBLEMS/COMMENTS: 1. Need Notice of Hearing. 2. Need proof of service by mail at least 15 days before the hearing of Notice of Hearing with a copy of the Petition for Termination of Guardianship on the following: <ul style="list-style-type: none">• Bobby Joe Grider (Guardian)• Moises Vargas (Father)• Paternal Grandparents• Joe Venegas (Maternal Grandfather)• Faith Rose Venegas (Minor)	
		BOBBY JOE GRIDER, maternal uncle was appointed guardian on 06/20/2011.			
		Father (Faith): MOISES VARGAS			
Cont. from		Paternal Grandfather: Not provided Paternal Grandmother: Not provided			
	Aff.Sub.Wit.		Maternal grandfather: Joe Venegas Maternal grandmother: Mary Venegas – Deceased		
✓	Verified				
	Inventory				
	PTC				
	Not.Cred.				
	Notice of Hrg	x	Court Investigator Jo Ann Morris' report filed 09/26/2013 states on 08/01/2013, Frances Venegas filed a petition requesting that the guardianship of her daughter be terminated. Court Investigator attempted to reach the petitioner by phone and left a message but as of the writing of this report has not heard back from her. Court Investigator also tried to reach the guardian by phone but the numbers were both disconnected. Therefore the Court Investigator is unable to complete an investigation into the petition to terminate the guardianship.		
	Aff.Mail	x			
	Aff.Pub.				
	Sp.Ntc.				
	Pers.Serv.				
	Conf. Screen				
	Letters				
	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
	UCCJEA				
	Citation				
	FTB Notice				
				Reviewed by: LV	
				Reviewed on: 09/27/2013	
				Updates:	
				Recommendation:	
				File 14 – Garcia & Venegas	

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 01/28/2013		<p>LUPE GALINDO, niece/named executor without bond, is petitioner.</p> <p>Full IAEA – need publication</p> <p>Will dated: 02/08/2001</p> <p>Residence: Kerman Publication: Need</p> <p>Estimated value of the Estate: Personal Property: \$105,878.00 Real property: \$105,878.00 Total: \$105,878.00 (?)</p> <p>Probate Referee: Steven Diebert</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>Minute Order of 08/21/2013: The Court finds that Lupe Garcia and Lupe Galindo are one and the same person. Examiner notes are provided to the Petitioner. The Petitioner is directed to cure the defects.</p> <p>The following issues still remain:</p> <ol style="list-style-type: none"> 1. Need Affidavit of Publication. 2. Need proof of service of Notice of Petition to Administer Estate on the following: <ul style="list-style-type: none"> • Juan Samora • Manuel Samora • Senon Samora <p><i>Note: Petitioner filed a declaration of due diligence regarding Juan Samora, Manuel Samora, and Senon Samora.</i></p> <p><i>Note to Judge: The decedent's will specifically disinherits her three children and devises the entire estate to Petitioner.</i></p> 3. <u>Need clarification regarding the estimated value of the estate:</u> Petition lists real property and personal property both valued at \$105,878.00, but states the total estimated value of the estate is \$105,878.00.
------------------------	--	--	---

Note: If the petition is granted status hearings will be set as follows:

- **Friday, 03/07/2014 at 9:00a.m. in Dept. 303** for the filing of the inventory and appraisal and
- **Friday, 12/05/2014 at 9:00a.m. in Dept. 303** for the filing of the first account and final distribution.

Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the hearings on the matter the status hearing will come off calendar and no appearance will be required.

Cont. from 070313, 082113		
☐	Aff.Sub.Wit.	s/p
✓	Verified	
☐	Inventory	
☐	PTC	
☐	Not.Cred.	
✓	Notice of Hrg	
✓	Aff.Mail	W
☐	Aff.Pub.	x
☐	Sp.Ntc.	
☐	Pers.Serv.	
☐	Conf. Screen	
✓	Letters	
✓	Duties/Supp	
☐	Objections	
☐	Video Receipt	
☐	CI Report	
☐	9202	
✓	Order	
☐	Aff. Posting	
☐	Status Rpt	
☐	UCCJEA	
☐	Citation	
☐	FTB Notice	
Reviewed by: LV		
Reviewed on: 09/25/2013		
Updates:		
Recommendation:		
File 15 – Samora		

Harmonee Age: 2		<u>GENERAL HEARING 11/20/2013</u>		NEEDS/PROBLEMS/COMMENTS:	
		STACY MICHELLE EDWARDS , maternal aunt, is petitioner.		Petition pertains to Hamonee Gardner only. Temporary guardianship of Travis Gardeley was granted on 09/18/2013 appointing maternal aunt, Emma Frierson as guardian. 1. <i>If Court does not excuse notice as Petitioner requests, need proof of five (5) court days' notice by personal service of the Notice of Hearing with a copy of the Petition for Appointment of Temporary Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence for:</i> <ul style="list-style-type: none"> Unknown father. 2. UCCJEA form filed on 9/18/2013 does not provide residence information for the last 5 years as required. 3. Confidential Guardian Screening Form filed 09/18/2013 is incomplete.	
		Father: UNKNOWN			
		Mother: TANYANNA GARDNER , consents and waives notice			
Cont. from		Paternal Grandparents: Unknown			
<input type="checkbox"/>	Aff.Sub.Wit.				
<input checked="" type="checkbox"/>	Verified				
<input type="checkbox"/>	Inventory				
<input type="checkbox"/>	PTC				
<input type="checkbox"/>	Not.Cred.				
<input type="checkbox"/>	Notice of Hrg	<input checked="" type="checkbox"/>			
<input type="checkbox"/>	Aff.Mail				
<input type="checkbox"/>	Aff.Pub.				
<input type="checkbox"/>	Sp.Ntc.				
<input type="checkbox"/>	Pers.Serv.	<input checked="" type="checkbox"/>			
<input checked="" type="checkbox"/>	Conf. Screen				
<input checked="" type="checkbox"/>	Letters				
<input checked="" type="checkbox"/>	Duties/Supp				
<input type="checkbox"/>	Objections				
<input type="checkbox"/>	Video Receipt				
<input type="checkbox"/>	CI Report				
<input type="checkbox"/>	9202				
<input checked="" type="checkbox"/>	Order				
<input type="checkbox"/>	Aff. Posting				
<input type="checkbox"/>	Status Rpt				
<input checked="" type="checkbox"/>	UCCJEA				
<input type="checkbox"/>	Citation				
<input type="checkbox"/>	FTB Notice				
				Reviewed by: LV	
				Reviewed on: 09/26/2013	
				Updates:	
				Recommendation:	
				File 16 – Gardeley & Gardner	

Atty Rios, Juanita D. (Pro Per – Petitioner – Paternal Grandmother)

Petition for Appointment of Temporary Guardianship of the Person (Prob. C. 2250)

Christian Age: 5	GENERAL HEARING 11/19/2013		NEEDS/PROBLEMS/COMMENTS:
Noah Age: 3	JUANITA D. RIOS , paternal grandmother, is petitioner.		<ol style="list-style-type: none"> The mother, Roseanna Cottrell, was served by mail on 09/21/2013. Pursuant to Probate Code §2250 personal service is required. The mother, Roseanna Cottrell, was served by mail on 09/21/2013. Pursuant to Probate Code §2250 personal service is required. Page #5 of the Guardianship Petition – Child Information Attachment (GC 210(CA)) which pertains to whether the children have Native American Ancestry was not completed for either of the children. Need declaration with page #5 attached.
Evelyn Age: 2	Father: JORGE D. RIOS , served by mail 09/21/2013		
Cont. from	Mother: ROSEANNA COTTRELL , served by mail on 09/21/2013		
Aff.Sub.Wit.	Paternal Grandfather: Arturo G. Rios, Deceased		
✓ Verified	Maternal Grandfather: Allen Lederman, Deceased		
Inventory	Maternal Grandmother: Autumn Verdote, served by mail on 09/21/2013		
PTC	Petitioner states: Jorge D. Rios, father, is incarcerated as of 09/10/2013 and has signed a temporary notarized guardianship. The mother, Roseanna Cottrell, is unfit to have the children. There is an open CPS case for child abuse and child neglect and endangerment. Paternal grandmother/petitioner is greatly concerned for her grandchildren. The children have resided with her since off and on since the birth of the eldest child. The child have suffered both physical abuse and mental abuse. The mother's boyfriend has beaten the children on multiple occasions. The mother would leave the children in the care of her boyfriend and he would beat them. The minor child, Evelyn, ended up in the emergency room for food poisoning because the mother did not want to get up and feed her. The child got into the refrigerator and ate raw bacon. Petitioner is fearful that the children will be mortally injured or sustain irreversible injuries.		
Not.Cred.	Attached to the petition is a notarized document from the father which gives the paternal grandmother/petitioner temporary custody of the three minor children beginning on 09/10/2013 and to continue for as long as necessary.		
✓ Notice of Hrg			
✓ Aff.Mail	w/		
Aff.Pub.	x		
Sp.Ntc.			
Pers.Serv.			
✓ Conf. Screen			
✓ Letters			
✓ Duties/Supp			
Objections			
Video Receipt			
CI Report			
9202			
✓ Order			
Aff. Posting			
Status Rpt			
✓ UCCJEA			
Citation			
FTB Notice			
			Reviewed by: LV
			Reviewed on: 09/26/2013
			Updates:
			Recommendation:
			File 17 – Lederman-Rios & Rios